

Ch. 54 61ST LEGISLATURE—REGULAR SESSION

and this Rule is hereby suspended; and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on March 4, 1969: Yeas 27, Nays 4; passed the House on March 26, 1969: Yeas 142, Nays 0.

Approved April 3, 1969.

Effective April 3, 1969.

LEGISLATIVE REFERENCE LIBRARY

CHAPTER 55 ¹⁰

S. B. No. 263

An Act creating the legislative reference library, to be operated and administered by the legislative library board; transferring responsibility now imposed on the legislative reference section of the state library to the legislative reference library; transferring the money appropriated to the library and historical commission for operation of the legislative reference section of the state library to the legislative library board; authorizing the board to make rules and regulations for operation of the library; amending Sections 2 and 3, Chapter 438, Acts of the 58th Legislature, 1963 (Article 5442a, Vernon's Texas Civil Statutes), and Article 5442, Revised Civil Statutes of Texas, 1925, to provide for distribution of certain state documents by the library; amending Section 19a, Chapter 514, Acts of the 54th Legislature, 1955 (Article 678m, Vernon's Texas Civil Statutes), to provide for the location of the library; repealing Article 5444, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. In this Act, unless the context requires a different meaning,

- (1) "library" means the legislative reference library;
- (2) "board" means the legislative library board;
- (3) "director" means the director of the legislative reference library.

Sec. 2. The functions and duties now performed by the legislative reference section of the state library are transferred to the legislative reference library, which is established as an independent agency of the legislature.

Sec. 3. (a) The library is under the control of, and administered by, the legislative library board composed of the lieutenant governor, the speaker of the House of Representatives, the chairman of the Senate finance committee, the chairman of the appropriations committee of the House of Representatives, and one other member of the Senate and one other member of the House of Representatives, appointed by the president of the Senate and the speaker of the House of Representatives, respectively.

(b) Members of the legislative library board are not entitled to compensation for service on the board, but each member is entitled to reimbursement for actual and necessary expenses incurred in attending meetings and performing official duties, to be paid out of funds appropriated to the board.

¹⁰. Vernon's Ann.Civ.St. art. 5444a, §§ 1-9.

Sec. 4. The library shall maintain for the use and information of the members of the legislature, the heads of state departments, and citizens of the state, a legislative reference library containing checklists and catalogues of current legislation in this and other states, catalogues of bills and resolutions presented in either House of the Legislature, checklists of public documents of the several states, including all reports issued by departments, agencies, boards, and commissions of this state, and digests of public laws of this and other states as may best be made available for legislative use. The director and employees of the library shall give any aid and assistance requested by members of the Legislature in researching and preparing bills and resolutions.

Sec. 5. The present director of the legislative reference section of the state library shall be the director of the library, shall continue in the same capacity and at the same compensation, and shall be accountable only to the board. The director may, with the approval of the board, employ professional and clerical personnel at salaries fixed by the board.

Sec. 6. All books, documents, files, records, equipment, and property of all kinds owned or used by the legislative reference section of the state library, and all facilities used for storage, are transferred to the library. The director and librarian of the state library and the director of the library and shall sign a written agreement showing an inventory of all property to be transferred. When the agreement is signed, the comptroller of public accounts shall transfer to the library the property listed, enter the property in the inventory of the library, and delete the property from the inventory of the state library.

Sec. 7. (a) The library is a depository library, as that term is defined by Section 2, Chapter 438, Acts of the 58th Legislature, 1963 (Article 5442a, Vernon's Texas Civil Statutes), and shall receive state documents and documents and publications from other states which are distributed by the state library, in the manner in which they were received by the legislative section of the state library.

(b) All printed daily legislative journals, bills, resolutions, and other legislative documents shall be delivered daily to the library, and at the close of each legislative session all daily journals, bills, and resolutions in the hands of the sergeant-at-arms of the House of Representatives and the Senate shall be delivered to the library to be disposed of at the discretion of the director.

Sec. 8. All money appropriated by the legislature to the state library and historical commission for the purpose of operating and administering the legislative reference section of the state library is transferred to the board to be used only for operating and administering the library.

Sec. 9. The board shall make all reasonable rules and regulations which are necessary to insure efficient operation of the library.

Sec. 10. Sections 2 and 3, Chapter 438, Acts of the 58th Legislature, 1963 (Article 5442a, Vernon's Texas Civil Statutes), are amended ¹¹ to read as follows:

"Sec. 2. The term 'depository libraries' as used in this Act means the Texas State Library, the legislative reference library, libraries of state institutions of higher education, and other libraries so designated by the Texas Library and Historical Commission upon determination that such designations are necessary to provide adequate access to state documents.

11. Vernon's Ann.Civ.St. art. 5442a, §§ 2,

"Sec. 3. Each state agency shall furnish the Texas State Library or the legislative reference library with state documents in the quantity specified in Article 5442, Revised Civil Statutes of Texas, 1925, as amended."

Sec. 11. Article 5442, Revised Civil Statutes of Texas, 1925, is amended¹² to read as follows:

"Article 5442. Distribution of publications

"On the requisition of the State Librarian therefor, the Board of Control shall cause to be printed and furnished to the State Library for distribution and exchange the following publications, or such additional number as said librarian shall request: 150 copies of all annual, biennial and special reports of state departments, boards and institutions, findings of all investigations, bulletins, circulars, laws issued as separates, and legislative manuals, and 150 copies of all other publications, except routine business forms and court reports. No accounts for such printing shall be approved and no warrants shall be issued therefor, until the Board of Control is furnished by the contract printer with the receipt of the Librarian for such publications."

Sec. 12. Section 19a, Chapter 514, Acts of the 54th Legislature, 1955 (Article 678m, Vernon's Texas Civil Statutes), is amended¹³ to read as follows:

"Sec. 19a. The legislative reference library shall be kept and maintained in the State Capitol, and shall include an up-to-date law library."

Sec. 13. Article 5444, Revised Civil Statutes of Texas, 1925, is repealed.¹⁴

Sec. 14. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on March 5, 1969, by a viva-voce vote; passed the House on March 26, 1969, by a non-record vote.

Approved April 3, 1969.

Effective Sept. 1, 1969, 90 days after date of adjournment.

12. Vernon's Ann.Civ.St. art. 5442.

13. Vernon's Ann.Civ.St. art. 678m, § 19a.

14. Vernon's Ann.Civ.St. art. 5444, repealed.